

EXHIBIT 3

Niall T.M. Galloway, M.D.

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UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF WEST VIRGINIA
AT CHARLESTON
Master File No. 2:12-MD-02327
MDL 2327

IN RE: ETHICON, INC., PELVIC REPAIR SYSTEM
PRODUCTS LIABILITY LITIGATION
JOSEPH R. GOODWIN | U.S. DISTRICT JUDGE

THIS DOCUMENT RELATES TO THE FOLLOWING CASES
IN WAVE 1 OF MDL 200:

Alina Fitzgerald, et al. v. Ethicon, Inc., et al.
Civil Action No. 2:12-cv-01371
Mary Shelton, et al. v. Ethicon, Inc., et al.
Civil Action No. 2:12-cv-01707

Donna Bihlmeyer, et al. v. Ethicon, Inc., et al.
Civil Action No. 2:12-cv-02159
Karen Swanson, et al. v. Ethicon, Inc., et al.
Civil Action No. 2:12-cv-01709

Margaret Carroll v. Ethicon, Inc., et al.
Civil Action No. 2:12-cv-02026
Marilyn Muir, et al. v. Ethicon, Inc., et al.
Civil Action No. 2:12-cv-01706

Myra Heuer v. Ethicon, Inc., et al.
Civil Action No. 2:12-cv-01796

DEPOSITION OF
NIALL T. M. GALLOWAY, M.D.

Atlanta, Georgia

Thursday, June 9, 2016

Court Reporter: Michelle M. Boudreaux, RPR

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June 9, 2016

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1:49 p.m.

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Deposition of NIALL T. M. GALLOWAY, MD,
held at the Emory Clinic, 1365 Clifton Road,
Building B, Suite 1400, Atlanta, Georgia,
pursuant to Agreement before Michelle M.
Boudreaux, a Registered Professional Reporter
in the State of Georgia.

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1 APPEARANCES OF COUNSEL

2

3 On behalf of the Plaintiffs:

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9 On behalf of the Defendants:

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14 Also Present: Alyssa Gele

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1 previously. Does that mean that there are additional
2 incisions made where you remove the fascia?

3 A That can be possible in certain cases if you
4 choose to harvest the fascia from a second site. It is
5 our practice, typically, to use the same wound and to
6 harvest the fascia within the surgical field, and so
7 there's no need for a second incision.

8 Q You do have to dissect the fascia, though,
9 out of the abdomen before you place it?

10 A You need to dissect the fascia and you also
11 need to dissect around the urethra in order to place
12 the sling.

13 Q How quickly are patients generally discharged
14 from the hospital after having an autologous fascial
15 sling?

16 A Typically on the third day.

17 Q Doctor, do you hold yourself out as a
18 biomaterials expert?

19 A No.

20 Q And you don't hold yourself out as a
21 bioengineering expert?

22 A No.

23 Q Have you had any experience whatsoever with
24 mesh manufacturing?

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1 A No.

2 Q Have you ever reviewed the manufacturing
3 documents that are relevant to this case, the products
4 at issue in this case, I should say?

5 A I have read those documents that are referred
6 to in my report, the MSDS, for example.

7 Q You don't hold yourself out as a regulatory
8 expert, do you?

9 A No.

10 Q Have you ever reviewed the regulatory file
11 for either the TVT-O or the Prolift devices?

12 A No, I have not.

13 Q Do you have any experience in testing medical
14 devices?

15 MS. O'DELL: I would just -- I'll let
16 you go, Cami, but these are questions that
17 are outside the scope of his report and I
18 would object to it.

19 THE WITNESS: Your question again,
20 please?

21 Q (By Ms. Capodice) Have you ever done any
22 testing on medical devices?

23 A Yes, I have, but not that relate to
24 Ms. Bihlmeyer.

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1 C E R T I F I C A T E .

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3 STATE OF GEORGIA

4 COUNTY OF COBB

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6 I, MICHELLE M. BOUDREAUX, do hereby certify
7 that NIALL T. M. GALLOWAY, M.D., the witness whose
8 deposition is hereinbefore set forth, was duly sworn by
9 me and that such deposition is a true record of the
10 testimony given by such witness.

11

12 I further certify that I am not related to
13 any of the parties to this action by blood or marriage
14 and that I am in no way interested in the outcome of
15 this matter.

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17 IN WITNESS WHEREOF, I have hereunto set my
18 hand this 14th day of June 2016.

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MICHELLE M. BOUDREAUX, RPR

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